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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/611,705	07/01/2003	Peter F. Titus	PT 03153	4451	
7590 10/04/2004 JAMES RAY & ASSOCIATES 2640 PITCAIRN ROAD			EXAMINER		
			FERNSTROM, KURT		
MONROEVILLE, PA 15146			ART UNIT	PAPER NUMBER	
	•		3712		

DATE MAILED: 10/04/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Therefore, further action by the applicant is required to avoid abandonment of this application in inal rejection under 37 CFR 1.113 may only be either: (1) at imbly filed amendment which places the application in inal rejection under 37 CFR 1.114 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY [check either a) or b]							
Examiner Kurt Fernstrom Surf Fernstrom Ant Unit Ant Unit Surf Fernstrom Ant Unit Surf Fernstrom Ant Unit Ant Unit Surf Fernstrom Ant Unit Ant Unit Surf Fernstrom Ant Unit Ant Un		Application No.	Applicant(s)	_(<u>/</u> n			
Lorent Fernstrom **The MAILING DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 17 September 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a inside rejection under 37 CFR 1.113 may gnly be either (1) a timely filed amendment which places the application in another of the communication (RCE) in compliance with 37 CFR 1.114. **PERIOD FOR REPLY** (check either a) or bi) **PERIOD FOR REPLY** (check either a) or bi) **PERIOD FOR REPLY** (check either a) or bi) **Dependent for reply expires 2 months from the mailing date of the final rejection. **PERIOD FOR REPLY** (check either a) or bi) **Dependent for reply expires 2 months from the mailing date of the final rejection. **ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHEN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHEN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHEN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHEN TWO NOTH'S OF THE FIRST PLACE FILED WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY EXPLANCE FILED WITHIN TWO NOTH'S OF THE FIRST REPLY EXPLANCE FILED WITHIN TWO NOTH'S OF THE FIRST REPLY EXPLANCE FILED WITHIN TWO NOTH'S OF THE FIRST REPLY EXPLANCE FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH'S OF THE FIRST REPLY WAS FILED WITHIN TWO NOTH SO THE PLACE FIRST REPLY WAS FILED WITHIN TWO NOTH SO T	Advisory Action						
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a) The period for reply expires 2 months from the mailling date of the final rejection, or (2) the date set forth in the final rejection, whichever is later. In no evert, however, with the statutory period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no evert, however, with the statutory period for reply expire and the SIX MONTES from the mailing date of the final rejection. See MPEP 7001-71. The FINAL FI	THE REPLY FILED 17 September 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.						
the period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection. Whichever is later. In no event, however, with set statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). The period for reply expires of the may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 17 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 1. A Notice of Appeal was filled on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2. The proposed amendment(s) will not be entered because: (a) they raise new issues that would require further consideration and/or search (see NOTE below); (b) they raise the issue of new matter (see Note below); (c) they raise the deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: Applicant's reply has overcome the following rejection(s): they application in condition for allowance because: _see Continuation sheet. 1. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s) would be allowable if submitted in a separate, timely filed amendment explanation in condition for allowance because: _see Continuation Sheet. 2. The affidavit or exhibit will NOT be considered becaus		PLY [check either a) or b)]					
table been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 77 CFR 1.17(9) is exclusited from; (if) the expiration date of the shortened statutory period for repty originally sein the final office action; or (2) as set forth in b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any zamend patent term adjustment. See 37 CFR 1.704(b). A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. A post of the proposed amendment(s) will not be entered because: A post of the proposed amendment(s) will not be entered because:	b) The period for reply expires on: (1) the mailing date of this Advevent, however, will the statutory period for reply expire later the ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f).	isory Action, or (2) the date set forth in th an SIX MONTHS from the mailing date o FILED WITHIN TWO MONTHS OF THI	f the final rejection. E FINAL REJECTION. Se	e MPEP			
37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2 ☐ The proposed amendment(s) will not be entered because: (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ they raise the issue of new matter (see Note below); (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE:	nave been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 87 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).						
(a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ they raise the issue of new matter (see Note below); (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE:	1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.						
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issues for appeal; and/or (d) they present additional claims without canceling a corresponding number of finally rejected claims. NOTE:	(b) ☐ they raise the issue of new matter (see Note below);						
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A.		ing a corresponding number of	finally rejected claim	S.			
canceling the non-allowable claim(s). 5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet. 6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: Claim(s) withdrawn from consideration: Claim(s) withdrawn from consideration: B. The drawing correction filed on is a) approved or b) disapproved by the Examiner. 9. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s) KURT FERNSTROM	3. Applicant's reply has overcome the following reject	tion(s):					
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	<u> </u>		KURT FERNSTRO				

Continuation of 5. does NOT place the application in condition for allowance because: of the reasons set forth in the Response to Arguments section of the Final Rejection.